IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE N.V. RAMANA

WRIT PETITION NO.4513 of 1999

Between:

Mohd. Hafeezuddin S/o Ahmed Mohinuddin
R/o H.No. 8-5-43/1, Tummalagadda, Khammam, Khammam District.

..... PETITIONER

AND

1 Municipal Council, Khammam, rep. by its Chairman,
Khammam Municipality, khammam.
2 The District Collector,
Khammam District, Khammam.
3 Sri A. Thirupathi Rao, Contractor,
Khammam Municipality, Khammam.
4 The Commissioner,
Khammam Municipality, Khammam.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ or order more particularly one in the nature of Writ of Mandamus declaring the action of the first Respondent Municipality in not accepting the lowest Tender of the Petitioner without assigning any reasons as illegal, arbitrary, mala fide and direct the first Respondent to allot the works to the Petitioner being the lowest tenderer.

Counsel for the Petitioner: MR.M.V.DURGA PRASAD

Counsel for the Respondent Nos.1 and 4: MR.POLISETTI RADHAKRISHNA (SC for Municipality)

Counsel for the Respondent No.2: GP for Municipal Administration

Counsel for Respondent No.3: None

The Court made the following:

ORDER:

This writ petition is filed seeking to declare the action of the 1st Respondent-Municipality in not accepting the lowest Tender of the Petitioner without assigning any reasons as illegal and arbitrary and consequently to direct the 1st respondent-Municipality to allot the works to the Petitioner.

When the matter is taken up today for hearing, learned Standing Counsel appearing on behalf of the respondent-Municipality has produced a letter, dated 22.06.2005 addressed by the petitioner himself stating that he has withdrawn the writ petition, and submitted that in view of the said letter addressed by the petitioner the writ petition may be dismissed as withdrawn.

Recording the said submission, the writ petition is dismissed as withdrawn. No costs.

_____

N.V. RAMANA, J.

Date: 01.07.2005

Nsr

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Chairman, Municipal Council, Khammam,
Khammam Municipality, khammam.
2 The District Collector,
Khammam District, Khammam.
3 The Commissioner,
Khammam Municipality, Khammam.

4 2 CD copies